

FORM PTO 1390
(REV 5-93)

US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NUMBER
2006_0435ATRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. §371U.S. APPLICATION NO.
(if known, see 37 CFR 1.5)
10/573,118International Application No.
PCT/JP2004/013777International Filing Date
September 22, 2004Priority Date Claimed
September 26, 2003**Title of Invention**

GRANULAR PESTICIDE PREPARATION

Applicant(s) For DO/EO/US

Hayase YAMASHITA, Kiyotoshi NISHIYAMA, and Tetsuo OHKAWA

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. §371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. §371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. §371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. §371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed (35 U.S.C. §371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ A translation of the International Application into English (35 U.S.C. §371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3)).
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19.
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. §371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. §371(c)(5)).

Items 11. to 14. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.

ATTACHMENT G

13. ☐ A FIRST preliminary amendment.

☐ A SECOND or SUBSEQUENT preliminary amendment.

14. ☒ Other items or information:

c. Letter Re Notice of Non-Recordation of Assignment Document **ATTACHMENT H**

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)
10/573,118

INTERNATIONAL APPLICATION NO.
PCT/JP2004/013777

ATTORNEY'S DOCKET NO.
2006_0435A

15. ☐ The following fees are submitted

CALCULATIONS

PTO USE ONLY

Basic National Stage Fee \$300.00
National Stage Search Fee (International Search Report provided - 37 CFR 1.492(b)(2)) \$400.00
National Stage Examination Fee \$200.00
Specification/drawings in excess of 100 pages (units of 50 x \$250.00) = \$

ENTER APPROPRIATE BASIC FEE AMOUNT =

\$0

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492(e)).

\$

Claims

Number Filed

Number Extra

Rate

Total Claims

- 20 =

X \$50.00

\$

Independent Claims

- 3 =

X \$200.00

\$

Multiple dependent claim(s) (if applicable)

+ \$360.00

\$

TOTAL OF ABOVE CALCULATIONS =

\$0

☐ Small Entity Status is hereby asserted. Above fees are reduced by 1/2.

\$

SUBTOTAL =

\$0

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492(f)).

+

\$

TOTAL NATIONAL FEE =

\$0

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +

\$

TOTAL FEES ENCLOSED =

\$0

Amount to be refunded

\$

Amount to be charged

\$

- a. ☐ A check in the amount of \$ to cover the above fees is enclosed. A duplicate copy of this form is enclosed.
b. ☐ Please charge my Deposit Account No. 23-0975 in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed.
c. ☐ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 23-0975.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

19. CORRESPONDENCE ADDRESS

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

By: _____

Matthew M. Jacob,
Registration No. 25,154

WENDEROTH, LIND & PONACK, L.L.P.
2033 "K" Street, N.W., Suite 800
Washington, D.C. 20006-1021
Phone: (202) 721-8200
Fax: (202) 721-8250

July 13, 2006

[CHECK NO. _____]

[2006_0435A]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :
Hayase YAMASHITA et al. : **Mail Stop: PCT/Assignment Recordation Branch**
Serial No. 10/573,118 : Attorney Docket No. 2006_0435A
Filed March 23, 2006 :
GRANULAR PESTICIDE PREPARATION
[Corresponding to PCT/JP2004/013777
Filed September 22, 2004]

LETTER RE NOTICE OF NON-RECORDATION OF ASSIGNMENT DOCUMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Notice of Non-Recordation of Assignment Document dated June 14, 2006. Applicants note that the Assignment submitted for recordal on March 23, 2006 was properly filed and should have been recorded by the USPTO. In this regard, the Assignment was submitted with form PTO-1595 concurrently with the filing of the new application. All papers were further accompanied by PCT Transmittal Form PTO 1390.

Applicants resubmit herewith the Assignment document and transmittal form PTO-1595. Early recordation thereof is respectfully requested.

Respectfully submitted,

Hayase YAMASHITA et al.

By Matthew M. Jacob
Matthew M. Jacob
Registration No. 25,154
Attorney for Applicants

MJ/kes
Washington, D.C. 20006-1021
Telephone (202) 721-8200
Facsimile (202) 721-8250
July 13, 2006

ATTACHMENT H